

CASE CLOSED

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

JANSSEN BIOTECH, INC.	)	
	)	
Plaintiff,	)	Civil Action No. 2:17-cv-03524 (MCA) (SCM)
	)	
v.	)	
	)	
SAMSUNG BIOEPIS, CO., LTD.	)	
	)	
Defendant.	)	
_____	)	

**STIPULATION OF VOLUNTARY DISMISSAL UNDER FED. R. CIV. P. 41(a)(1)(A)(ii)**

WHEREAS, Plaintiff Janssen Biotech, Inc. ("Janssen") brought this action against Defendant Samsung Bioepis, Co. Ltd. ("Bioepis") on May 17, 2017 (Dkt. No. 1);

WHEREAS, Counts 1 and 2 of the Complaint in this action have been dismissed as moot (Dkt. No. 31);

WHEREAS, in Counts 3-5 of the Complaint, Janssen asserted claims of infringement of three of its patents under 35 U.S.C. § 271(e)(2)(C)(ii);

WHEREAS, Plaintiff has proposed, and Defendant has consented, to the dismissal of Counts 3-5 of the Complaint;

NOW THEREFORE, IT IS HEREBY STIPULATED AND AGREED that:  
All claims and defenses pending between the parties related to the alleged infringement of the '600 patent, the '056 patent, and the '083 patent under 35 U.S.C. § 271(e)(2)(C)(ii) are dismissed, and that dismissal is with prejudice only with respect to all claims and defenses related to the cell culture and downstream purification processes as described in the documents bearing production numbers SB200000001-207.

PATTERSON BELKNAP WEBB &  
TYLER LLP

Dated: November 10, 2017

By: /s/ Michelle M. Bufano  
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PATUNAS LAW LLC

Dated: November 10, 2017

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Ltd.*

*du 11-77*

SO ORDERED

*[Signature]*  
Madeline Cox Arleo, U.S.D.J.